

## ARIZONA WITH CALIFORNIANS

Both Houses of Legislature Pass 'Frisco-Jap Controversy Resolution.

## MANY NEW BILLS IN UPPER HOUSE

Pima Councilman Presents Bill Prohibiting Saloons Within Three Miles of Mining Camp Without Consent.

By Associated Press.

PHOENIX, Ariz., January 25.—Both houses of the legislature today passed the Williams resolution, in substance, that, whereas Article 1, Section VIII, of the constitution of the United States limits the powers of congress on certain subjects and enumerates others which should be left to the consideration of the respective states and that the implied power of congress has been enlarged upon to permit of dangerous precedent not intended by the framers of the constitution, etc.

Resolved, By the house and council of the Twenty-fourth legislative assembly of the Territory of Arizona that they view with apprehension and regret the effort now being made to include within the scope of congressional legislation, the matter of the management of the public schools of the states of the Union and that they extend to the state of California their sympathy and hope of success in the effort that state is now making to maintain its constitutional rights.

Many Bills Introduced Special to the Silver Belt.

PHOENIX, Ariz., January 25.—The legislature progressed a little further toward complete organization by a final agreement on the number of clerks according to the list outlined yesterday. A joint resolution was passed by both houses and sent to the governor. It is estimated that the saving in clerk hire alone will be \$6,000, as compared with two years ago. The council this morning adopted the rules of the Twenty-third legislature with three amendments. One of them is important and it met considerable opposition. Under it committees having charge of bills must report within ten days. An effort will be made to bring a similar rule into the house, but opposition there will be more vigorous. The council launched considerable new legislation today. The following bills were introduced:

## Much Proposed Legislation

By Weedin of Pima: Amending the law making affidavit of labor on mines prima facie evidence of such labor and to be accepted in courts as evidence. In the location of abandoned mining claims either one foot more work must be done on a shaft, or if a tunnel, 240 cubic feet of earth must be removed.

By Cleveland of Graham: In first-class counties having assessed valuation of \$3,000,000, the district attorney will be allowed a deputy at a salary of \$1,200 per year.

By Scott of Navajo: Providing that in counties of fourth, fifth and sixth classes clerks of district courts shall be paid \$500 in addition to their fees.

By Hogue of Apache: Requiring that before the publisher of a newspaper can receive pay for publication out of public funds, he must make affidavit that his paper has been in existence more than one year.

By Hogue of Apache: Providing that in counties of the second class, probate judges shall receive a salary of \$1,200; in counties of fourth and fifth classes, probate judges shall receive \$300 in addition to their present emoluments for services as school superintendents and ex-officio clerk of the probate court.

Saloons near Mining Camps By Dickerman of Pima: Prohibiting saloons within three miles of mining camps, in which \$50,000 has been expended and where fifty men are employed, without the consent of a majority of the residents of the camp, or, if the owner, if the camp is owned by one man, or the consent of the officers of the corporation if the mine is owned by a corporation.

By Dickerman of Pima: Providing that towns and camps of 200 population may incorporate.

The council adopted the house concurrent resolution expressing sympathy with California in the San Francisco school controversy.

Only routine business was transacted in the house, which adjourned until Monday.

Witnesses Tell of Prohibitive Rates on Lumber by Harriman Lines

By Associated Press.

lane, sitting as the interstate commerce commission, declared that the allied Harriman lines charged a \$5 rate on railroad ties over the other grades of rough lumber and it has been increased by almost \$2 per ton to San Francisco bay and Stockton, the points at which the Western Pacific receives the Oregon ties. Also that the passenger accommodations on the Oregon Railroad & Navigation company and Southern Pacific lines are poor; that steamship service between Portland and San Francisco is inferior today to what it was twenty years ago, and that it is so poor as to greatly handicap shippers and that discriminatory rates are given a local firm in its own territory.

The charges are made that in addition to poor service, the Harriman line by water to San Francisco has raised its rates so that, with the uncertainty of securing sailing dates, local shippers are compelled to use the rail route.

## OFFICER TOO INTIMATE WITH JOHN BARLEYCORN

By Associated Press.

FORT D. A. RUSSELL, Wyo., January 25.—Second Lieutenant Bird A. Page of the Eleventh cavalry has been cited to appear before a general court martial next week to stand trial for an offense against the military regulations of the United States army. Lieutenant Page, who comes from Virginia, is accused of indulging in excess in intoxicating liquors and in breaking his word to Colonel Meyer that he would give up the habit. On conviction it is mandatory that the officer found guilty be dismissed from the service.

## COPPER FAMINE IS ARTIFICIAL

Claim Made by Small Metal Dealers that Much Is Stored Away by the Trust.

## PROTEST AGAINST 'COPPER COMBINES'

Will Appeal to Attorney General to Prevent Combinations as Now Forming—Small Dealers Form Organization.

By Associated Press.

NEW YORK, January 25.—At a meeting today representatives of the smaller metal dealers of New York, New Jersey and New England organized the Northeastern Metal Dealers association and decided to call on United States Attorney General Bonaparte to bring suit to prevent the formation of a combination of copper mining companies, alleged to be now forming.

In a letter to the attorney general, which was not given out, it was said it called attention to the high price of copper and that it was proposed by the so-called trust to maintain the price or increase it.

## Artificial Scarcity

The letter asserts that the foreign copper combination has entered into an agreement with the metal selling agencies in this country not to compete with American concerns, that division of the territory in Europe having been made between them. It is alleged that the trust has stored large supplies of copper both in this country and in Europe, causing an artificial scarcity of the metal.

President James Norton, speaking of the complaints made by the association, said that seventy-five members in the association represented buyers of from 20,000,000 to 30,000,000 pounds of copper annually and that the western copper buyers were in sympathy with the object of the association. Norton will go to Washington next week to see the attorney general.

## IRELAND TO HAVE A BIG UNIVERSITY

British Government Will Give Dublin Great Non-Sectarian School

By Associated Press.

DUBLIN, Ireland, January 25.—Replying to deputations representing the Presbyterian and Catholic interests, James Bryce, the newly appointed ambassador to the United States, outlined the intention of the government to create a national university for Ireland. He said the government had decided to create a new college in Dublin entirely free from any theological sect. When this is established the Royal College of Dublin is to be dissolved and converted into a national university for Ireland, comprising Trinity College of Dublin, the new college, and the existing colleges at Belfast and Cork.

## Buys More Silver

By Associated Press.

WASHINGTON, January 25.—The director of the mint today purchased 100,000 ounces of silver to be delivered at Denver, at 68.94 cents a fine ounce.

## FREE SEEDS THE THEME OF DEBATE

Southern Member Says If Discontinued He Cannot Look Farmer Friends in Face.

## DENATURED ALCOHOL BILL IN EFFECT IN 1908

Senate Resolves Against Lobbying of Naval Officers for Naval Personnel Bill—Provide Congo Legislation.

WASHINGTON, January 25.—A resolution to check naval officers from "lighting a fire under senators and members of the house to compel the enactment of the naval personnel bill at this session," was presented in the senate today by Mr. Hale, and after closing a snappy debate it went over for future consideration. Mr. Hale's resolution cites the president's order forbidding government employees to "lobby," and directs an inquiry by the secretary of the navy to ascertain whether the order is being violated.

The urgency deficiency bill carrying \$279,000 as it came from the house, authorizing by a senate amendment a loan of \$1,000,000 to the Jamestown exposition company, was passed. The latter part of the day was devoted to the disposition of pension bills.

## Congo Legislation

The committee on foreign relations favorably reported the substitution for the Lodge resolution concerning the Congo Free State situation. The resolution merely advises the president that he will receive the cordial support of the senate in any steps he may deem wise to take in co-operation with, or in aid of, any of the powers signatory of the treaty of Berlin. For the amelioration of the condition of the inhabitants of the Congo Free State.

## Opposition to Appropriation

WASHINGTON, January 25.—In the house today there was a general debate on the report of the committee on agriculture appropriating \$238,000 for the purchase and testing of new, rare and uncommon seeds, bulbs, trees, shrubs and vines, omitting the usual appropriation for the purchase of ordinary flower and garden seed for free distribution.

Chandler of Mississippi charged that the item in the present bill was the work of a lobby composed of the seedsmen of the country and of effective newspaper work. Said he could not go back and look his "dear old farmer friends" in the face after the increase of the salaries of congressmen if free seeds were not to be had. Mr. Scott of Kansas in defending the proposed plan of distribution said that as the department of agriculture had suggested the amendment he thought that the government with the same propriety might give lead pencils to people and jack knives to boys as to give free seeds. He said the press, the agricultural colleges and very largely the farm journals were opposed to congressional distribution of seeds.

## Alcohol Bill Effective in 1908

The compromise denatured alcohol bill agreed to by the house committee on ways and means carries provisions that the measure shall not become effective until after September 1, 1908. The date was fixed at the request of J. W. Yerkes, commissioner of internal revenue, for the purpose of granting him adequate time to prepare regulations for the manufacture of alcohol by small manufacturers not connected with distilleries.

The present law removing all internal revenue tax from denatured alcohol permits only the distilleries and factories having large denaturing warehouses to engage in the manufacture of alcohol designated for fuel and lighting and the bill just reported by the house committee is designed to permit the farmers to convert their product into alcohol.

## Pension Bills Railroaded

The house today passed a number of bills of a local nature, including 380 private pension bills, which were passed in one hour and fifteen minutes. The agricultural appropriation bill was then taken up and while it was under consideration Representative Kahn of California addressed the house on the fire insurance companies and their relation to the city of San Francisco before and after the earthquake and fire. The question of the free distribution of garden seeds occupied the rest of the day.

## Cut Down Naval Appropriation

The house committee on naval affairs today reported the naval appropriation bill. It carries \$96,167,155, about \$19,000,000 less than asked for by the department.

## Refutes Charges in Sealing Case

WASHINGTON, January 25.—C. J. Faulkner, former United States senator from West Virginia, appeared today before the house committee on ways and means to refute the charges made by Professor Henry W. Elliott of Cleveland against the North American Commercial company in connection with the lease of a sealing privilege in Alaska which this company holds.

Mr. Faulkner denied the charge that the North American Commercial company had been suborning the United States officials and stated that a great injustice was done Herbert H. D. Peirce, United States minister to Norway, in

the accusation that he should not have been paid by the owners of the sealing vessel J. Hamilton Lewis for representing their interests before The Hague tribunal when their claim against Russia for the seizure of the vessel was heard.

## DRY FARMERS MEET AT SALT LAKE NEXT

By Associated Press.

DENVER, Colo., January 25.—The Trans-Missouri Dry Farming congress organized here this afternoon and officers were elected for the coming year. Salt Lake City was agreed upon as the next place of meeting.

Opposition developed to one of the resolutions reported which declared that the congress was with President Roosevelt in regard to realizing unoccupied public lands and in favor of the Burkett bill for that purpose, and it was laid on the table.

The resolutions commended the work of the United States department of agriculture and urged that demonstration farms be established by states and the nation and also that the various legislatures and congress appropriate funds for carrying out experiments in dry farming.

## DISCRIMINATION BY TWO ROADS ALLEGED

By Associated Press.

AMARILLA, Texas, January 25.—Interstate Commerce Commissioner Hale gave a hearing here today on complaints filed by Noble Brothers, a produce firm, against the Fort Worth & Denver railroad, and by the Roswell, N. M., Commercial Club against the Atchison, Topeka & Santa Fe railroad, accused of discrimination in rates.

## NEW AMBASSADOR LEAVES EL PASO

Creel Says in Interview that the American Government Will Help Mexico

By Associated Press.

EL PASO, Texas, January 25.—Ambassador Creel of Mexico and his suite left for Washington this evening. In an interview today the ambassador stated that so far as the Salton sea question was concerned his government has already conveyed to Washington its permission for American officials to enter the territory of Mexico to repair the break and construct any works that might be necessary to stop the flow of the Colorado into the Imperial valley basin.

Asked as to what action would be taken by him looking to the suppression of the revolutionary juntas along the border, he stated that his mission was to look after the interests of his government and he had no doubt that the American government would do everything consistent with its laws to aid Mexico in any effort to maintain law and order and the integrity of its institutions.

## YAQUIS HEADED BY AMERICANS

Two Criminal Refugees Took Part in Battle—25 Mexicans Killed

By Associated Press.

EL PASO, Texas, January 25.—Monger information was received here today, but no definite details of the battle between the Mexican troops and Yaquis in Sonora. The battle occurred on the Yaqui river Wednesday and the Mexicans defeated the Yaquis after a hard fight in which heavy losses were inflicted on both Indians and Mexicans. The loss of the Mexicans is stated now to have been twenty-five killed. With the Yaqui Indians were two white men said to be criminal refugees from the United States.

This is the substance of information brought to Mochizuma by runners from the scene of the conflict and is believed to be substantially correct, although Mexican military authorities in Juarez are without advice. It has been known for some time that the Yaquis were preparing for an aggressive movement and that the government of Sonora has been making preparations for a campaign against the Indians. The scene of the reported battle is remote from lines of communication and it may be days before an authentic report is obtained.

## FOURTH VICTIM OF FATAL EDISON TUNNEL

By Associated Press.

BAKERSFIELD, Cal., January 25.—The fourth body recovered in the caved-in shaft at the Edison camp where five men met death December 7 and Hicks was entombed, was taken out today. The remains were those of Gustav Anderson, foreman of the ill-fated crew. Identification was possible by a time check found in his pocket. The inquest will be held soon, as the recovery of the body of C. D. Robles is yet to be made.

## TWO ADDITIONS TO THAW JURY

Seven Men Impaneled So Far in Sensational New York Trial for Murder.

## WRITERS AND TALESMEN ONLY IN ATTENDANCE

Thaw Getting Accustomed to Scene—Becoming More Difficult to Secure Jurors—Many Have Fixed Opinions.

By Associated Press.

NEW YORK, January 25.—Fifty-one talesmen were today examined in rapid order in the effort to complete the jury which is to try Harry Thaw for the murder of Stanford White, and at the end of the day's session two names were added to the jury, making seven in all. One hundred and one talesmen have been examined. That there is increasing difficulty in finding men willing and competent to serve was evidenced by the fact that on the first day two jurors were sworn in from sixteen talesmen, one being excused subsequently by the court. On the second day three were secured from thirty-one talesmen, while today it required the winnowing of more than fifty to secure two.

The new jurors are Harold R. Paire, printer and publisher; Malcolm S. Frazer, dealer in underwear.

## Many Have Prejudice

The panel impresses the followers of the case more and more favorably. Excuses by talesmen to avoid duty in the case are growing more varied each day. Many after man declared that his opinion as to the guilt or innocence is so firmly fixed as to admit no change, come tried to convince the talesmen that newspaper stories are not the same as sworn testimony, but his efforts were generally unsuccessful and the challenges for cause were sustained by the court. Only three talesmen were peremptorily rejected.

## Getting Used to It

Harry Thaw seemed much more accustomed to his surroundings today and for the first time gazed intently at the crowd in the courtroom, which was limited, however, to talesmen and newspaper writers.

Thaw seemed especially interested in the reporters' tables and tried once to read the large type account of his trial in a paper one of the writers was scanning. He seemed to have much better color today, although his wife was paler.

Bits of color were thrown into the tedious proceedings because a talesman named Ketcham who said that he was connected with an electrical company supply house and supplemented this with the declaration that while he was not opposed to capital punishment in murder cases, he was opposed to the use of electricity in that connection.

## Glad He Didn't Know White

Ketcham was asked if he knew Stanford White, and replied: "I am glad to say that I did not."

Another feature was the number of talesmen who had known Stanford White. At one time three men in succession asserted that they had been so well acquainted with the architect as to make them unsuitable jurors. There will be no session tomorrow, the court adjourning until Monday morning. In the meantime the seven jurors will be in the custody of the bailiffs.

## BLIZZARD RAGING IN THE NORTHWEST

By Associated Press.

MINNEAPOLIS, Minn., January 25.—The blizzard which started last Thursday is still raging in the Dakotas. Train service has again been paralyzed, there having been practically no traffic in the past twenty-four hours. Every branch line in North Dakota is completely out of business and some of them have had no trains for weeks. At Dawson three eastbound trains are buried in the snow.

## NARROW ESCAPE OF AUTO RACER

Going Two Miles a Minute, Machine Thrown into Air at Ormond Races

By Associated Press.

ORMOND, Fla., January 25.—Fred A. Marriott, while driving his cigar shaped steam racer at a rate of two miles a minute in an effort to break the world's mile record today, struck a slight ridge of hardened sand in the beach. The force of the blow lifted the wheels from the beach, rendering the steering gear useless, and pitched the car, after a fearful leap through the air, on its side. The helpless driver was pinned fast in the hood.

The framework of the car was splintered, the machinery twisted and the boiler, hurled fifty yards down the beach. Fortunately the fuse plug blew out of the boiler and allowed the steam

to escape, thus undoubtedly saving the life of Marriott. Examination showed no bones were broken, though his scalp, face, hands and arms were gashed and torn and internal injuries may develop.

Marriott this evening told his story of the accident, placing the blame on the fact that his car was going at such a terrific speed that it made the ridges seem almost invisible. Marriott's time for the mile made previous to the accident was 29.25 seconds, 1.25 seconds slower than last year.

## SEVEN KILLED IN BATTLE ON STREET

By Associated Press.

GRODNO, Russia, January 25.—As a result of a general exchange of shots between the authorities and a number of terrorists in the streets of Grodno today, five policemen, the prison warden and one terrorist were killed and a number of persons wounded. The trouble started when two men shot and killed the prison warden.

## TO WATCH MOVEMENTS OF JAP IMMIGRANTS

WASHINGTON, January 25.—The bureau of immigration officials will keep a close watch on the movements of Japanese immigrants whose statements indicate that they are contract laborers. If it is found that they entered into contract prior to going to Hawaii, steps will be taken to deport them under the contract labor law.

## SWETTENHAM IS UNEQUAL TO TASK

Kingston Paper Says "His Excellency Has Completely Lost His Head."

## RELIEF WORK IS GREATLY HAMPERED

Conditions in Stricken City Not Greatly Improved—Governor's Version of American Relief Party Work Wrong.

By Associated Press.

KINGSTON, January 24 (delayed).—The lack of co-operation on the part of the government is greatly hampering the work of extending relief, providing shelter, pulling down unsafe walls, for which Governor Swettenham is severely condemned. The Daily Telegraph today says:

"His Excellency is still careening about the city, poking his nose into various concerns and attending to petty details which his subordinate agents ought to attend to. The result is that when prominent officials call to consult him they cannot find the governor. There is a total absence of any deliberate organized movement. This is a state of affairs on which the British and colonial government cannot congratulate themselves. The enforcement of the regulations forbidding the erection of buildings, even wooden wooden shacks, without the city surveyor's approval has begun."

"The general opinion is that the governor has completely lost his head and is utterly unequal to the task of meeting the emergency."

"Engine Magnus, manager of the Crosswell store, which the governor said the Americans had cleaned, denies the governor's version of the affair."

"He said that the sailors merely assisted in getting out the safe, during which Swettenham arrived on the spot and angrily protested because the sailors were Americans. The report that the sailors were guilty of looting is authoritatively denied."

## SOCIALISTS IN GERMANY LOSE

Government Wins Decisive Victory at the Polls—Anti-Semites Also Lose

By Associated Press.

BERLIN, January 25.—The government has won a definite victory in the general election held today for the new reichstag, the liberal and radical and conservative parties supporting Von Buelow's colonial policy having won at least twenty seats.

More important for the government than the success of colonial plans, is the smashing defeat administered to the socialists, who lose seventeen or eighteen seats.

This is the first election since 1887 that the socialists have not increased the representation by from five to twenty seats. They have lost Breslau, Halle, Magdeburg, Leipzig and Koenigsburg.

The conservatives won six seats, two from Anti-Semites, two from the National Liberals and two from the socialists.

When it became evident that the government had won immense crowds streamed to the palace of Chancellor Von Buelow. The people massed in front of the building singing enthusiastically. Prince Von Buelow came out and spoke, thanking them.

## PANAMA CANAL BID REJECTED

Commission Not Favorable to Anson Bangs, One of the Lowest Bidders.

## NEW PROPOSITION TO BE SUBMITTED

Oliver Will Go in with Next Lowest Bidder and They Will Probably Get Nine Per Cent of Estimated Cost.

By Associated Press.

WASHINGTON, January 25.—After an extended conference at the White House tonight it was decided to reject the bid of Oliver & Bangs, who proposed to complete the construction of the Panama canal for 6.75 per cent of the total estimated cost, in so far as Anson B. Bangs of New York is concerned. While no official statement was given out, it can be stated that if William J. Oliver of Knoxville, Tenn., can enter into a satisfactory arrangement with some other contractor who is financially responsible, he will be given the contract.

The fact that the McArthur-Gillespie company of New York, whose bid was 12.5 per cent, was represented at the conference, leads many of the interested parties to believe that a combination may be formed between that firm and Mr. Oliver. It is known that the McArthur-Gillespie concern has convinced the president and Secretary Taft of its financial responsibility and after a thorough investigation the canal commission have expressed the satisfaction that Mr. Oliver is able to carry out his end of the agreement.

## Bangs Not Satisfactory

There would have been no question as to awarding the contract had the credentials presented by Bangs been as satisfactory as those of Oliver. The question of rejecting all bids was discussed at a cabinet meeting today and this decision had been practically agreed upon before the conference tonight. If arrangements are satisfactory to Oliver he will probably be given several days in which to arrange an agreement with the McArthur-Gillespie company or some other contractor who can deposit the required cash security. If Oliver refuses to consider the contract after the rejection of Bangs, the commission will call for new bids.

## Related to Gaynor

Bangs was contractor for the Soo canal locks. He is president of the Federal Construction company of New York, which is capitalized at \$2,000,000. Bangs is a brother in law of John Gaynor of Greene & Gaynor, who were implicated with Captain Carter in the Savannah harbor engineering frauds. This fact, it is said, had no influence with the canal commission in relieving Bangs as joint contractor.

## Will Make Proposition

It was admitted by Oliver's representatives tonight that he will submit a proposition to the McArthur-Gillespie company to join in a proposal in place of the old bids. It is said that a compromise arrangement will be considered by the canal commission provided Oliver succeeds in making arrangements with McArthur and Gillespie, to pay 9 per cent of the cost for construction.

## CAN'T SELL WORKS OF ART AT OMAHA

Court Holds Famous Paintings Are Indecent and Seller Is Fined

By Associated Press.

OMAHA, Neb., January 25.—The Omaha courts have decided that works of art by famous painters, including Van Dyke, Rubens and Vanderwerf, are indecent and that reproductions of them cannot be sold in Omaha. For persisting in their sale John Greenberg was fined and warned that on the next offense he would be sent to jail.

Greenberg had on sale copies of Rubens' "Judgment of Paris," the original of which is in the Dresden art gallery; Van Dyke's "Diana" and "Golden Reign of Jupiter;" Vanderwerf's "Magdalena," and others of that class. A police sergeant confiscated the reproductions on the ground that they were indecent and Greenberg was fined for having them on sale.

## TWENTY-THREE BODIES RECOVERED FROM MINE

By Associated Press.

TRINIDAD, Colo., January 25.—The bodies of twenty-three of the victims of the explosion in the Primero mine of the Colorado Fuel & Iron company had been recovered this evening. One body remains in the mine, that of B. J. Lumley, the only American who met death in the explosion. It develops that the interior of the mine was not so badly wrecked as reported.